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GOVERNMENT OF GOA, DAMAN AND DIU

EXTRAORDINARY

GOVERNMENT OF GOA, DAMAN AND DIU

Tourism, Information and Transport Department

Notification

5-35-85/TIT(TPT)

Whereas certain draft rules, further to amend the Goa, Daman and Diu Motor Vehicles Rules, 1965, in exercise of the powers conferred by clause (h) of sub-section (2) of section 70 of the Motor Vehicles Act, 1939 (Central Act 4 of 1939), were published as required by sub-section (1) of section 133 of the said Act, in the Official Gazette, Extraordinary, Series I, No. 19, dated 7-8-1986, under the Notification of even number dated 6-8-1986, of the Tourism, Information and Transport Department, Government of Goa, Daman and Diu, Secretariat, Panaji-Goa, inviting objections and suggestions from the public on the said draft rules within thirty days from the date of publication of the said Notification in the Official Gazette;

And whereas the said Gazette was made available to the public on the 7th August, 1986;

And whereas no objections and suggestions have been received from the public on the said draft, by the Government.

Now, therefore, in exercise of the powers conferred by clause (h) of sub-section (2) of section 70 of the Motor Vehicles Act, 1939 (Central Act 4 of 1939), and all other powers enabling him in that behalf, the Lieutenant Governor of Goa, Daman and Diu hereby makes the following rules, so as to further amend the Goa, Daman and Diu Motor Vehicles Rules, 1965, namely: —

1. *Short title and commencement.* — These rules may be called the Goa, Daman and Diu Motor Vehicles (Sixty-third amendment) Rules, 1986.

2. They shall come into force at once.

3. *Amendment of rule 5.14.* — In rule 5.14 of the Goa, Daman and Diu Motor Vehicles Rules, 1965 (hereinafter called the "principal Rules"), for sub-rule (3), the following sub-rule shall be inserted, namely: —

"(3) For every motor vehicle powered by diesel engine (compression ignition), the smoke density of exhaust smoke shall conform the smoke level as laid down by the Indian Standard Institution vide its Standard No. 15-8118-1976, namely: —

(a) For vehicles operating in urban areas, the smoke density shall not exceed 65 Hartridge smoke units as measured by free acceleration method or 5.2 Bosch or 75 Hartridge smoke units as measured by full load method.

(b) For vehicles operating in non-urban area, the smoke density shall not exceed 70 Hartridge smoke units as measured by free acceleration method or 5.5 Bosch or 80 Hartridge units as measured by full load method."

4. *Insertion of sub-rules (4) and (5).* — After sub-rule (3) of the principal Rules, the following sub-rules shall be inserted, namely: —

"(4) For every motor vehicle powered with petrol engine (spark ignition), the level of carbon monoxide (CO) emitted by the exhaust gases shall conform to the emission levels as laid down by the Indian Standard Institution vide its Standard No. IS-9057-1979, namely: —

(a) Vehicles powered by spark ignition engine (Otto engine) shall comply with the emission standards for carbon monoxide not exceeding 3 percent, by volume of exhaust gases during idling. Vehicles which have completed five years of life or 80,000 Kms. distance, whichever is earlier, shall comply with emission standards of carbon monoxide not exceeding 4.5 percent by volume.

(b) The permissible levels of concentration of other pollutants emitted by the motor vehicles exhaust gases (like hydrocarbon, oxides, lead, etc.) shall be the same as laid down by the Central Board for the prevention and control of water pollution under the Air (Prevention and Control of Pollution) Act, 1981.

(5) Test for measuring the emission levels of various pollutants coming out of the exhaust pipe of motor vehicles shall be carried out as under:

(i) Any officer not below the rank of Police Sub-Inspector/Assistant Motor Vehicles Inspector/Pollution level test Inspector, who has reasons to believe that the motor vehicle driven or used on public road by virtue of the exhaust gases emitted from it is likely to cause environmental pollution, endangering the health or safety of the public or any other user of the road, may direct the driver or any person in charge of the vehicle to undergo a test to measure the emission level of different pollutants (smoke, carbon monoxide, oxides of nitrogen and sulphur, carbon-di-oxide, hydro-carbon, lead, etc.) coming out of its exhaust gases.

(ii) The driver or any person in charge of a vehicle shall upon demand by any officer under clause (i) of this sub-rule, allow the vehicle to be tested for the purpose of measuring the emission levels of different pollutants coming out of the exhaust pipe of the vehicle.

(iii) The measurement of the smoke density of the exhaust gas coming out of a diesel engine powered vehicle shall be done with a smoke meter approved by the Director of Transport. The measurement of emission level of carbon monoxide and any other pollutants coming out of a petrol engine powered vehicle shall be done with instruments of a type approved by the Director of Transport.

(iv) The officer conducting the test shall prepare a notice in duplicate indicating among other things, the meter reading, or levels of pollutants, as the case may be, and direct the driver or the owner or the person incharge of the vehicle as the case may be, to rectify the defects and to produce the vehicle for re-test within a specified time which may not be later than 14 days from the date of the said notice.

(v) In the event of the driver or the owner of the vehicle failing to produce the vehicle within the specified time for re-test of the vehicle or a vehicle on re-test showing the emission level/levels which are more than the permissible level/levels as specified in this rule, the Registering authority or any other officer authorised by him in this behalf, shall suspend the registration under section 33 of the Motor Vehicles Act, 1939 (Central Act 4 of 1939).".

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

P. S. Nadkarni, Under Secretary (Revenue).

Panaji, 7th October, 1986.